

GOVERNMENT OF ANDHRA PRADESH
A B S T R A C T

PUBLIC SERVICES - Tribal Welfare Department - Sri R.Bhadradi, Warden (Retd.), S.T.Welfare Hostel, Pulicherla Village, Peddavoora (M), Nalgonda Dist - Disciplinary action initiated under Rule 9 of Andhra Pradesh Revised Pension Rules, 1980 read with Rule 20 of Andhra Pradesh Civil Services (Classification Control & Appeal) Rules, 1991 on the allegation for having dis-proportionate asset to his known source of income - Imposing punishment of 10% cut in pension for a period of (3) three years - Orders - Issued.

SOCIAL WELFARE (TW.SER.II.2) DEPARTMENT

G.O.Rt.No. 793

Dated 26-12-2012
Read the following:

1. From the DG, ACB.Lr.No.82/RCA-HND/95, dated 30-6-1997.
2. Govt.Lr.No.19523/TW.Ser.II.2/2001-1, dated 25.04.2002
3. From the TDP D.No.S/12/2005, dated 9-6-2005 along with the report of the III Member, TDP, Hyderabad TEC.No.36/2003 Dated: 8-6-2005.
4. Govt.Memo.No.19523/TW.Ser.II.2/2001-18, dt.4-3-2006
5. From Sri R.Bhadradi, Warden his explanation dated NIL
6. From the CTW, Hyd. Lr.Rc.No.II/2240/07, dt 27.10.2009

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ORDER:

In the reference 1st read above the Director General, Anti Corruption Bureau, Hyderabad has submitted the final report on the allegation of possession of disproportionate assets against Sri R.Bhadradi, Warden (Retd.), S.T.Welfare Hostel, Pulicherla Village, Peddavoora Mandal, Nalgonda District.

In the reference 2nd read above, orders were issued entrusting the case to the Tribunal for Disciplinary Proceedings, Andhra Pradesh, Hyderabad for conducting enquiry and to send report to Government.

In the reference 3rd read above, the Secretary Tribunal for Disciplinary Proceedings has submitted the enquiry report of Sri Mohd.Nazeemuddin Khan, IIIrd Member for Tribunal for Disciplinary Proceedings, Hyderabad. In his findings the Enquiry Officer has hold that the Charged Officer is not found guilty of the charge framed against him and stated that the Charged Officer is fully exonerated from the Charge leveled against him.

After thorough examination of the Enquiry report, Government have disagreed with the findings of the Enquiry Officer for the following reasons and decided provisionally to impose penalty of 10% cut in pension for a period of (3) years.

As per the report of the Tribunal for Disciplinary Proceedings the expenditure of the Charged Officer during the check period from 17-7-1973 to 20-9-1995 is Rs.2,27,429-27 ps i.e. 17.75% of his income and the likely savings are Rs.12,76,113.60 ps.i.e.82.25% of his income. Therefore, the percentage of expenditure appears to be very meager and the percentage of savings is very high of the individual officer being a Hostel Warden. Further the Tribunal for Disciplinary Proceedings in item No.13 & 19, the value of the house hold articles arrived by the Anti-Corruption Bureau is Rs.92,090/- whereas the Tribunal for Disciplinary Proceedings arrived as Rs.50,000/- without indication of the reasons. Likewise, the valuation of the jewellery by the Anti Corruption Bureau is Rs.25,000/- whereas the Tribunal for Disciplinary Proceedings arrived as Rs.20,000/- without mentioning the reasons for such reduction. Similarly in case of item No.1,5 and Sridhanam, the Anti Corruption Bureau shown salary income as Rs.3,82,410-10 ps. and the Tribunal for Disciplinary Proceedings arrived as Rs.4,25,000/- without indication for the reasons for such

enhancement. The Anti Corruption Bureau arrived the Commission received by the wife of the Charged Officer by her chit business as Rs.1,26,784/- and whereas the Tribunal for Disciplinary Proceedings arrived the same as Rs.6,50,000/- in absence of the documentary evidence and also without indication of the reasons. Regarding the Sridhanam, the Tribunal for Disciplinary Proceedings on the contention for the counsel for the Charged Officer accepted for Rs.10,000/- received as case gift without any oral or documentary evidence. Further in item No.1 i.e. expenditure on the house hold of the Charged Officer the Anti Corruption Bureau arrived at Rs.3,49,643.73 ps. whereas the Tribunal for Disciplinary Proceedings accepted this as Rs.2,00,000/- in absence of evidence either by the prosecution or by the defense and without reasons.

Accordingly in the reference 4th read above, while communicating the disagreement factors Sri R.Bhadradri has been directed to Show Cause as to why 10% cut in pension for (3) years should not be imposed as a penalty against him and to submit his representation if any, within in a period of (15) days.

In the reference 5th read above, Sri R.Bhadradri has submitted his explanation. In his explanation the Charged Officer while denying the Charges framed against him has requested to consider his case dispassionately and sympathetically and drop all further action and to provide justice and Solace.

In the reference 6th read above, the Commissioner of Tribal Welfare, Hyderabad has submitted the a copy of the acknowledgement of served copy of Sri R.Bhadradri, Warden along with his explanations to the Show Cause Notice and requested the Government to take further action in the matter.

Government after careful examination of the explanation of the Charged Officer, it is felt that the explanation of the Charged Officer is not convincing as there is no documentary evidence and balance of convince and decided to impose the penalty of 10% cur in pension for a period of (3) years against the individual.

Accordingly, Government hereby ordered to impose penalty of 10% (Ten percent) cut in pension for a period of (3) years under Rule (9) of Andhra Pradesh Revised Pension Rules, 1980 against Sri R.Bhadradri, Warden (Retd.), S.T.Welfare Hostel, Pulicherla Village, Peddavoora Mandal, Nalgonda District on the allegation for having disproportionate assets to his known source of income.

The Commissioner of Tribal Welfare, Hyderabad shall take necessary action accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

DR.A.VIDYASAGAR
PRINCIPAL SECRETARY TO GOVERNMENT

To
Sri R.Bhadradri, Warden (Retd.), S.T.Welfare Hostel, Pulicherla Village, Peddavoora Mandal, Nalgonda District (Now Retd.,)

(through the Commissioner of Tribal Welfare, Hyderabad)

The Commissioner of Tribal Welfare, Hyderabad.

The District Collector, Nalgonda.

Copy to:

The Secretary, Andhra Pradesh Vigilance Commission, Hyderabad.

The Secretary, Andhra Pradesh Public Service Commission, Hyd.

The PS to Minister (TW)

The PS to Principal Secretary to Government (TW)

SF/SC.

//FORWARDED::BY ORDER//

SECTION OFFICER